



Application for United States Patent

### DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

STEERING STATE DETECTING APPARATUS

the specification of which:  
(check one)

X (is attached hereto)  
was filed on September 24, 2003  
as Application Serial No. 10/668,602  
and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56\*

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### Prior Foreign Application(s)

			priority claimed	
<u>P. 2002-279436</u>	<u>Japan</u>	<u>25/September/2002</u>	<u>XX</u>	
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
_____	_____	_____	yes	no
(Number)	(Country)	(Day/Month/Year Filed)		
_____	_____	_____	yes	no
(Number)	(Country)	(Day/Month/Year Filed)		

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)

**Power of Attorney:** As a named inventor, I hereby appoint Sean M. McGinn, Reg. No. 34, 386, and Frederick W. Gibb, III, Reg. No. 37,629, as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to **McGinn & Gibb, PLLC, 8321 Old Courthouse Road, Suite 200, Vienna, Virginia 22182-3817**. Telephone calls should be directed to McGinn & Gibb, PLLC at (703) 761-4100. Customer No. 21254

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Inventor's Signature Mahito Shiba Date January 15, 2004  
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(An additional sheet(s) is/are attached hereto if the present invention includes more than four inventors.)

\*Title 37, Code of Federal Regulations, § 1.56:

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.

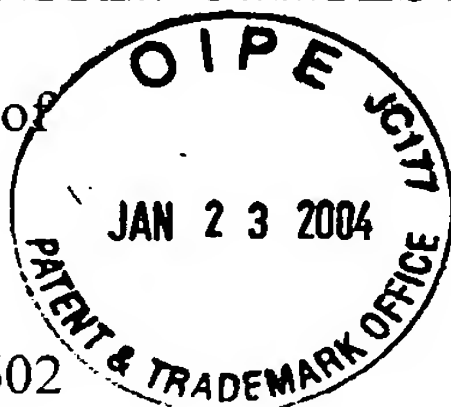
(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.

Docket No. K06-162601M/TBS  
NGB.303

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of

Mahito Shiba, et al.



Serial No.: 10/668,602

Group Art Unit: 2632

Filing Date: September 24, 2003

Examiner: Unknown

For: STEERING STATE DETECTING APPARATUS

Assistant Commissioner of Patents  
Alexandria, VA 22313-1450

**SUBMISSION OF ASSIGNMENT**

Sir:

Kindly record and return to the undersigned the attached Assignment from Mahito SHIBA, Naoki MAEDA, Yoshitomo TOKUMOTO, and Kenichi KOTAKA to Koyo Seiko Co., Ltd., for the above-identified patent application. The recording fee \$ 40.00 is included in the total fee for filing the Missing Parts for the above-identified application, a check for which accompanies this submission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sean M. McGinn".

Sean M. McGinn, Esq.  
Registration No. 34,386

Date:

1/23/04  
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